

gaw



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
INFORMATION DISCLOSURE STATEMENT**

**PURSUANT TO 37 C.F.R. §1.97(c)**

APPLICANT(S):	Patrick Mergell	DOCKET NO:	P03,0380
SERIAL NO.:	10/675,303	ART UNIT:	2615
FILED:	September 30, 2003	EXAMINER:	Briney III, Walter F.
		CONF. NO.	5358

**TITLE:**      **DEVICE AND METHOD TO ADAPT A HEARING DEVICE**

Mail Stop Amendment  
Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

Sir:

In accordance with the provisions of 37 C.F.R. §1.56, Applicant respectfully requests that a examination and citation of the references identified on the attached PTO form SB08 be made during the course of examination of the above-identified application for United States Patent. This Information Disclosure Statement is being filed pursuant to 37 C.F.R. §1.97(c). The undersigned hereby certifies pursuant to 37 C.F.R. §1.97(e)(1) that each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the statement.

**REMARKS**

The attached PTO/SB/08 form lists related art references for the above identified application. In accordance with 37 C.F.R. §1.98(a)(2)(ii), no copies of the U.S. patent documents are being supplied herewith, but will be provided upon request.

**EXPLANATION OF RELEVANCE**


References AA, AB, AD, and AE were cited in a corresponding German Patent Office Action, mailed November 2, 2006. References AA and AB are U.S. patent documents that are in English, so no further commentary on their teaching is required.

Reference AD and AE are German-language European patent documents. Reference AC is a U.S. patent corresponding to reference AE. An English-language Derwent abstract has been provided for reference AD, and a full translation will be produced at the request of the Examiner.

The filing of the present Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed as an admission that the information cited in the present Information Disclosure Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

The above related art is not a representation that such art constitutes a complete or exhaustive listing of all pertinent prior art, nor that it necessarily includes the closest or most relevant art. The aforementioned citation comprises a voluntary citation of prior art of which applicant and his attorney are presently aware and is not intended to serve as a substitute for the Examiner's own search.


Submitted by,

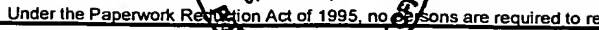
 (Reg. No. 45,877)

Mark Bergner  
SCHIFF HARDIN LLP  
PATENT DEPARTMENT  
6600 Sears Tower  
Chicago, Illinois 60606-6473  
(312) 258-5779  
Attorney for Applicant(s)  
**CUSTOMER NUMBER 26574**

#### **CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450 on January 25, 2007.





Substitute for form 1449/PTC

**(Use as many sheets as necessary)**

Sheet	1
-------	---

of	1
----	---

Application Number	10/675,303
Filing Date	September 30, 2003
First Named Inventor	Patrick Mergell
Art Unit	2615
Examiner Name	Briney III, Walter F.
Attorney Docket Number	P03,0380

[illegible]

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> *Number <sup>4</sup> *Kind Code <sup>5</sup> (if known)				
	AD	EP 0 788 290 A1	08-06-1997	Weinfurter, Oliver		ABS
	AE	EP 0 820 212 A2	01-21-1998	Schaub, Arthur		See AC

Date Considered

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.